G. R. S. IX-5]

Previous references. 1891-92

192 .

(L.R)

File No. 198-91

Serial Nos.

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-10

Part B for May 1893

SUBJECT.

Appeal of Shanna Shesharaya of Sonnalli Gramam Taluk, Supas District, regarding a portion of his Patta land having been treated as Kharab in the Survey Settlement and removed from his Patta

To,

1 The Deputy Commissioner, Supas District.

2 Copy to the Superintendent, Supas Revenue Survey.

No. 19034-5 B. 6.5.1893.

P.7.289.92

Information that the petitioner has been referred to the Survey Superintendent who has been requested to inquire into the land treated as Kharab in the petitioner's Patta.

WD 2283—GPB—20,000—14-6-20

Office note

Petition no 1829
dated 13-11-1895

Petitioner: Seshanna
of Somahalli in the
Gundlupet Taluk

In October 1891
the petitioner appealed
to Govt against the order
of the Deputy Commr of
Mysore (communicated
by the Collector of Gundlu-
pet in his order no 327
dated 18-7-91) that the
Survey Deptt had exclu-
-ded from his holding a
portion of his field map
no 173 of Dadadahalli
(attached to Somahalli)
and treated it as Kharab
because there was a large
number of Oak trees on
it and the potters of the
village had also a right
to remove Earth therefrom

The following were the

main grounds of appeal:-

1 That no notice had been issued to him ~~~~ by the Survey department before treating three fourths of his field map No 173 of Dadiabahalli as Kharab

2 That the number of date trees on the land in question was not so large as to justify the said land being treated as Kharab.

3 That the trees standing on the said land (Khajur, Hinge &c) had been reared by him

4 That the potters has never exercised the right of removing Earth from any part of the said land

The petitioner prayed that the portion treated as Kharab might be restored to him for cultivation.

6th May 1893

The case was heard in Council

~~The Govt thereupon passed~~

Govt thereupon passed the following decision:

Appellant had 0-13-6¼ A P of land (about 8 acres) assessed at Rs 4-1-10 under his Khata; but during the Survey & Settlement in 1890-91 a portion of it (the exact area is not known) was treated as Kharab and included in survey no 150 and the remainder was confirmed to the appellant as Survey no 151 (area 2-19). The reason assigned for treating a portion of the land as Kharab was that it contained date trees and it was partly used by Respondents who are not makers of the village for taking Earth from it.

2 The Govt consider that the reason given for treating a portion

4

of Appellant's Patta land as Kharab is not suffi-cient. It is true that the Respondents did take earth from the land and that too against the Consent of the Pattadar as proved by the Amil-dars' order dated 27th April 1864, but it is entirely a question be-tween the Respondents and the Pattadar to be settled amicably or by Civil Courts, and not a ground for excluding the land from the Appellants' Patta. The Existence of Oak trees is not also a sufficient ground for treating the land as Kharab. The Supt. of Sir-Settlement will therefore be request-ed to include the land treated as Kharab in the Patta of the Appellant subject to proper assess-ment. If any portion of the land is required by

to remeasure the land
& exclude from Venkat
Subbayya's holding the
portion containing the
Kumbara Gundi & the
temple referred to by the
Amildar in his above
report.

A Sagavali chit no
13 dated 26.8.95 has
been issued to the Peti
by the Amildar which
states that out of 6 ans
30 gs already referred
to 2 ans 17 gs contain-
ing the Kumbara gundi
& the temple has been
formed into survey
no 537 and located as
Kharab and that the
remaining extent 4 ans
13 gs (18 gs of which is Kharab)
assessed at Rs 2 and
formed into survey no
536 has been confirmed
in favor of Venkata
Subbayya (Peti's father).

The present appeal
is against this order:
The following are the
main grounds of appeal

(P.T.O)

That the Exclusion of 2 acres 1785 is not warranted by the Govt order already referred to

6 May 1893

2 That the potters have not supported their allegations by any documentary evidence such as licenses &c authorizing them to remove Earth from the land in dispute.

3 That the Auditor was wrong in having recommended to the Survey Dept the Exclusion of 2 acres 1785 from Pet's holding, on the bare representation of the potters and without taking into Consideration the question of limitation.

4 That the order of the Auditor is for the foregoing reasons not impartial.

2A That the mere fact that the land is known by the name of Kumbara Gundi cannot give the potters any right thereto.

The Petitioner prays that the full extent of 6 acres 30 ps may be confirmed to him and treated as one number.

BCC 23-12-95

9.
(10th Nov 1829)

9

Appeal in Case of Hall
Stanley –
Subd for orders –
Oct 4/96.

All the Judges concur
Where the land
suspected either
by survey or
otherwise agrees
& a clear opinion
submitted Court
as to whether the
grant in question
& the temple occupy
such a large
area as two
acres and seventeen
perches, and whether
this extent is
actually cultivated
or not. The
Dy Comr will
also give his
opinion generally
in the matter
of this complaint
& the Petr.

Mutt
7.1.96

Drawn
Ch
4/96

40.

(General Serial No. 32.)

189 /.

No. 1944

Name of Petitioner. Seshamma

Village. Somahally

Taluk. Gundlu

District. Shimoga

Date of Arzi. 16-12-91

Date of Receipt. 21-1-92

Date of Disposal.

No. of Enclosures.

ABSTRACT.

Appeal against the Deputy Commissioner's order No 154 re Communicated in Gundlu Taluk Circular Endorsement No 327 dated 18/12/91 on the following p
1 The Survey Authorities detached 3/4 of the land, old Survey No 163, which was in petitioner's enjoyment and some portion of the land old Survey No 164, in the enjoyment of one Ringee, and joined these two parts to make up the

survey No 1.5 which is not shown as Kharab. This is unjust, for, (a) before detachment no notice of any kind was given to him (b) as a large number of Chuffali, Nargel, tamarind and margosa trees stand on the detached part and were reared by him while in his enjoyment it is not Kharab.

2. That the land being it for use the Sheristdar report to the Contrary wrong the higher authorities failed to notice it.

3 That date trees stand on the ground is true, but there are larger number of date trees standing on [illegible] land Sr. 62, 64 & 80 and there are set out for cultivation. Therefore this fact must not be a bar to the

petitioners right.

The statement that petitioner used to carry wood from the land in question, is wrong; for he being the owner would have complained against such practice and the absence of such complaints is a strong proof in favour of the assertion.

For the above reasons he prays that the land in question may be subjected to his right of cultivation, of which he is unjustly deprived.

Translation of the above order.

"According to the Deputy Commissioner's order No. 1, I have

to inform you that
as there are a large
number of date trees
standing on the land
in question and there
is a long standing
Custom of potters
Carrying mud from apart
of it the Survey
Authorities have
detached and thrown
it out as khurab.

Bubba Rao

Copied C. E.

Mysore
14.10.91
Mr Ramesh

MYSORE DEWAN'S
PETITION DEPARTMENT
REG'D. No 194
DATE 24-11-91

Appeal No: 1537/91

Mr

ಸಿಂಧನೂರು

ಶ್ರೀ ಗಣೇಶ 16 ಕಾರ್ತಿಕ ಶುದ್ಧ 9 / 1841 ಶುಭಮಸ್ತು

ಸಕಲ ಸಾಹೇಬರುಗಳು ಮಾಮಲೇದಾರರುಗಳು ಶ್ರೀಮಂತರಾಗಿ ಸಕಲ ಸಂಪತ್ತಿಯಿಂದ ಸುಖವಾಗಿರಬೇಕು ಎಂದು ಸಕಲ ಸಾಹೇಬರುಗಳ ಸಲುವಾಗಿ ಸಿಂಧನೂರು ಶ್ರೀ ಮಹಾಗಣಪತಿ ಪ್ರಸಾದದಿಂದ ಸಕಲ ಸಂಪತ್ತಿಯಿಂದ ಸುಖವಾಗಿರುತ್ತೇವೆ ಮತ್ತು ಸಕಲ ಸಾಹೇಬರುಗಳ ಆಶೀರ್ವ

Abstract of the papers connected with the Complaint of Sciamma Son of Tuhuatoa of Manihiki of Annexation of Penrhyn Island

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On the 18th June 1892 the Petitioner addressed a petition to the Deputy Commissioner at Penrhyn.

That during the time of Survey Settlement 3/4s of the land No 173 situate in Paddara, Penrhyn was separated as Wharau unfit for Cultivation) that he complained of this to the Assistant Commissioner and that the Assistant Commissioner endorsement thereon same time an endorsement on the 25th January 1890 to the effect that as there were many Cocoa trees thereon the land if could not be let out for cultivation unless the said portion of land contained many fruit as well as other useful trees ——— he is willing to pay any amount of Assessment that may be fixed upon it.

On the 17th June 1892 the petition was referred to the Auditor for report. On the 4th July 1892 that Officer reported that he learnt from the Chiefs of the District that there were many Cocoa trees and that the Native Assessor therefrom and that the Survey Officer consequently separated these portions from the Cultivable portion of the Petitioners land and classed them as Wharau.

On perusal of the report of the Auditor an order was issued to the Tahuata to give an endorsement to the Petitioner to the effect that

Note - The Petr represents also that he uses to pay a yearly rent for the Plantations trees on the land -
2. That the land was in the occupation of the Petr & his ancestors for 4 generations.
3. That the portion in dispute was bought & used as plantations land & for the production of fuel.
4. That at the time of the settlement in 22/4/91 he found out that the land had been treated as Wharau.

M
6/1892.

Commissioner Penrhyn Island

Proceedings Continued -

Maji No: 173 (Kharcha kola); Bijaigiri; Kandayam.
No: 13-62

Location and boundaries of land in dispute as shown in the holding of Venkat Subbaraya Pandian (Respondent). The Survey measurement 3/4 of this land is alleged to have been cultivated off & included in Sur. No: 150 (Kharab) and also a portion of Maji No: 64 belonging to one Linga. The bal (1/4 ac.) of Maji No: 173 has made into Sur. No: 151. Separate trees & dry grasses. (Vide Settlement Register for the Dry Crop Order 13.6.91)

The Sub Asst: Collector visited the land on 30 because a portion of this land was used by the Potters for taking earth & it also contained numerous Eagle trees. It is stated to be unfit for cultivation (Vide Affidavits filed on 9.12.29).

The Kharab land in question is stated to contain the following trees -

60. Date trees
115. do plants (both old & unfit)
25. Chega Gatta trees
54. Soochil trees
7. Bevu trees
5. Honge trees
1 Tamarind tree
100. Nuthya & other plants & Bushes.

The portion treated as Kharab lies in the compartment of the Potters who used to take out the earth & plants for their business. That portion of No: 150 actually belonged to Potter Venkatachellam Thevan deceased. He later on drawn from the trees - The Sub Asst: who inspected the land is of the opinion that the land should be left in the portion used by the Potters may be given to the Potters. The Potter Community had the Potters never cultivated any of the land. Ex: B 9/1811 speaks for the Potters. The Dry Crop Settlement Register states that the land may be confirmed to the Potter-Subject to the right of the Potters -

Notes

18 Re. 217 R

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

Judgment received 20/12/91

The accompanying Petition No. 1944
dated 16th Oct 1891 received at the
Dewan's Office from Archaima
recording in Somahally
Kundla Taluk,

is forwarded, together with its one
enclosures, to the Deputy Comm:
Inspection Note for submission of Proceedings
with a precis thereof.

By Order,

for Chief Secretary.

BANGALORE,
1891.

14/12/

Noted 19.

(General Serial No. 30.)

1892.

From The Deputy Commissioner Mysore District

To The Chief Secretary to the Dewan of Mysore

Dated Bangalore

Despatched 4 February

Received

Enclosures No. 1 & 1A to 1d to

General No. 974

No.

The official Memo No 217 dated 14th ultimo, forwarding for submission proceedings with previous petition from Siddamma & Sundaraj of Soondalpete Taluk.

Has the honor to submit the records called for in the above letter with the petition and the petition and the enclosures received with the Memo under reply herewith submitted.

Deputy Commissioner Mysore District

Compd. W.S.

Submitted to the Council

N 6/2/92.

83 5-2-92

[illegible]

[illegible]

[illegible]

1 [illegible]

2 [illegible]

3 [illegible]

4 [illegible]

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ಕೆ.ಎಸ್.ಆರ್.ಟಿ.ಸಿ.

ಸಿ.ಆರ್.ಎಫ್.

ಸಂ: 13/14

ದಿನಾಂಕ: 10-4-14

ಸೇವೆಯಿಂದ ಬಿಡುಗಡೆ ಹೊಂದಿದ ಚಾಲಕರು/ನಿರ್ವಾಹಕರು

ಸಂಸ್ಥೆಯಲ್ಲಿ

ಸೇವೆಯಿಂದ ಬಿಡುಗಡೆ ಹೊಂದಿದ ಚಾಲಕರು/ನಿರ್ವಾಹಕರು ಸಂಸ್ಥೆಯಲ್ಲಿ ಮರು ನೇಮಕಾತಿಗಾಗಿ ಸಲ್ಲಿಸಿರುವ ಮನವಿಗಳನ್ನು ಪರಿಶೀಲಿಸಿ ಅವರಲ್ಲಿ ಅರ್ಹರಾದವರನ್ನು ಮರು ನೇಮಕಾತಿ ಮಾಡಿಕೊಳ್ಳಲು ಸಂಸ್ಥೆಯ ಆಡಳಿತ ಮಂಡಳಿಯು ತೀರ್ಮಾನಿಸಿರುತ್ತದೆ.

ಸೇವೆಯಿಂದ ಬಿಡುಗಡೆ ಹೊಂದಿದ ಚಾಲಕರು/ನಿರ್ವಾಹಕರು ಸಂಸ್ಥೆಯಲ್ಲಿ ಮರು ನೇಮಕಾತಿಗಾಗಿ ಸಲ್ಲಿಸಿರುವ ಮನವಿಗಳನ್ನು ಪರಿಶೀಲಿಸಿ ಅವರಲ್ಲಿ ಅರ್ಹರಾದವರನ್ನು ಮರು ನೇಮಕಾತಿ ಮಾಡಿಕೊಳ್ಳಲು ಸಂಸ್ಥೆಯ ಆಡಳಿತ ಮಂಡಳಿಯು ತೀರ್ಮಾನಿಸಿರುತ್ತದೆ.

26

ಕಂ ಪಾ ೬ ಕಾಲ ದಿನ ಪ್ರತಿಶತ ಅಲ್ಲಾ ಕಾರಣವು ಕಾಲಂ ಕ್ರಿಯೆ ಗಳೊಂದಿಗೆ ಪ್ರಾಂಶ್ಚಿತ್ತ

ಪ್ರ.

ಸಂಖ್ಯೆ	ಪ್ರಾಯೋಗಿಕ ಕೆಲಸಗಳು	ಪ್ರಾಯೋಗಿಕ ಕೆಲಸಗಳ ಸಂಖ್ಯೆ	ಪ್ರಾಯೋಗಿಕ ಕೆಲಸಗಳ ಸಂಖ್ಯೆ	ಪ್ರಾಯೋಗಿಕ ಕೆಲಸಗಳ ಸಂಖ್ಯೆ	ಪ್ರಾಯೋಗಿಕ ಕೆಲಸಗಳ ಸಂಖ್ಯೆ	ಪ್ರಾಯೋಗಿಕ ಕೆಲಸಗಳ ಸಂಖ್ಯೆ	ಪ್ರಾಯೋಗಿಕ ಕೆಲಸಗಳ ಸಂಖ್ಯೆ	ಪ್ರಾಯೋಗಿಕ ಕೆಲಸಗಳ ಸಂಖ್ಯೆ
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10-6-94

[redacted]

S.C

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No 1585

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ಮಾನ್ಯರೆ,

ವಿಷಯ: ಕಾಲುವೆಯ ನೀರಿನ ಸಮಸ್ಯೆಯ ಬಗ್ಗೆ.

ನಾವು ಈ ಗ್ರಾಮದ ರೈತರು. ನಮ್ಮ ಹೊಲಗಳಿಗೆ ನೀರು ಹರಿಸುವ ಕಾಲುವೆಯಲ್ಲಿ ಕಳೆದ ಹದಿಮೂರು ದಿನಗಳಿಂದ ನೀರು ಬರುತ್ತಿಲ್ಲ. ಬೆಳೆಗಳು ಒಣಗುವ ಹಂತಕ್ಕೆ ಬಂದಿವೆ.

ಕಾಲುವೆಯ ಕೊನೆಯ ಭಾಗದಲ್ಲಿ ಮಣ್ಣು ತುಂಬಿಕೊಂಡಿರುವುದರಿಂದ ನೀರು ಮುಂದೆ ಹರಿಯುತ್ತಿಲ್ಲ ಎಂದು ತಿಳಿದುಬಂದಿದೆ. ಆದ್ದರಿಂದ ಕಾಲುವೆಯನ್ನು ಶೀಘ್ರವಾಗಿ ಸ್ವಚ್ಛಗೊಳಿಸಿ ನೀರು ಹರಿಸಲು ಕ್ರಮ ಕೈಗೊಳ್ಳಬೇಕೆಂದು ವಿನಂತಿ.

ಇಂತಿ ತಮ್ಮ ವಿಶ್ವಾಸಿ,
ಗೌರಮ್ಮ ಕೋಡಿಹಳ್ಳಿ

ಅನುಬಂಧ-೨

ಸಂಖ್ಯೆ:

ಅಂಗಡಿ ಮಳಿಗೆಗಳ ಹರಾಜು ಪ್ರಕಟಣೆ

ಈ ಕೆಳಕಂಡ ಅಂಗಡಿ ಮಳಿಗೆಗಳನ್ನು ಸಾರ್ವಜನಿಕ ಹರಾಜಿನ ಮೂಲಕ ಬಾಡಿಗೆಗೆ ನೀಡಲಾಗುವುದು.

ಕ್ರ.ಸಂ.	ಅಂಗಡಿ ಮಳಿಗೆ ಸಂಖ್ಯೆ	ಅಳತೆ	ಮೂಲ ಬಾಡಿಗೆ ಮೊತ್ತ

ಹರಾಜಿನಲ್ಲಿ ಭಾಗವಹಿಸಲು ಇಚ್ಛಿಸುವವರು ಮೂಲ ಬಾಡಿಗೆ ಮೊತ್ತದ ಶೇಕಡಾ ೧೦ರಷ್ಟು ಮೊತ್ತವನ್ನು ಭದ್ರತಾ ಠೇವಣಿಯಾಗಿ ಪಾವತಿಸಿ ರಸೀದಿ ಪಡೆಯಬೇಕು. ಹರಾಜಿನಲ್ಲಿ ಆಯ್ಕೆಯಾಗದವರಿಗೆ ಭದ್ರತಾ ಠೇವಣಿಯನ್ನು ಹರಾಜು ಮುಗಿದ ನಂತರ ಹಿಂತಿರುಗಿಸಲಾಗುವುದು. ಹರಾಜಿನಲ್ಲಿ ಆಯ್ಕೆಯಾದವರು ಭದ್ರತಾ ಠೇವಣಿಯನ್ನು ಮುಂಗಡ ಬಾಡಿಗೆಗೆ ಸರಿಹೊಂದಿಸಿಕೊಳ್ಳಲಾಗುವುದು.

ಹರಾಜಿನಲ್ಲಿ ಆಯ್ಕೆಯಾದವರು ಹರಾಜು ಮೊತ್ತದ ಒಂದು ತಿಂಗಳ ಬಾಡಿಗೆಯನ್ನು ಮುಂಗಡವಾಗಿ ಪಾವತಿಸಿ ಅಂಗಡಿ ಮಳಿಗೆಯನ್ನು ಪಡೆಯಬೇಕು. ಹರಾಜಿನಲ್ಲಿ ಆಯ್ಕೆಯಾದವರು ಮುಂಗಡ ಬಾಡಿಗೆ ಪಾವತಿಸಿ ಅಂಗಡಿ ಮಳಿಗೆಯನ್ನು ಪಡೆಯಲು ವಿಫಲರಾದಲ್ಲಿ ಅವರಿಗೆ ಹಂಚಿಕೆಯಾಗಿದ್ದ ಅಂಗಡಿ ಮಳಿಗೆಯನ್ನು ಮರು ಹರಾಜು ಮಾಡಲಾಗುವುದು. ಮರು ಹರಾಜಿನಲ್ಲಿ ಬರುವ ಹೆಚ್ಚುವರಿ ಮೊತ್ತವನ್ನು ಮೊದಲು ಹರಾಜಿನಲ್ಲಿ ಆಯ್ಕೆಯಾಗಿದ್ದವರಿಂದ ವಸೂಲಿ ಮಾಡಲಾಗುವುದು.

ಹರಾಜಿನಲ್ಲಿ ಆಯ್ಕೆಯಾದವರು ಅಂಗಡಿ ಮಳಿಗೆಯನ್ನು ಪಡೆದ ನಂತರ ಅಂಗಡಿ ಮಳಿಗೆಯನ್ನು ಸ್ವಚ್ಛವಾಗಿಟ್ಟುಕೊಳ್ಳಬೇಕು. ಅಂಗಡಿ ಮಳಿಗೆಯ ಮುಂಭಾಗದಲ್ಲಿ ಕಸ ಹಾಕಬಾರದು. ಅಂಗಡಿ ಮಳಿಗೆಯ ಮುಂಭಾಗದಲ್ಲಿ ಕಸ ಹಾಕಿದಲ್ಲಿ ಅಂಗಡಿ ಮಳಿಗೆಯನ್ನು ಹಿಂಪಡೆಯ

ಸಂಸ್ಥೆಯ ಹೆಸರು ಮತ್ತು ವಿಳಾಸ

ಅಧಿಕಾರಿಯ ಹೆಸರು ಮತ್ತು ವಿಳಾಸ

ಅರ್ಜಿದಾರರ ಹೆಸರು — ಕಾರ್ಯನಿರ್ವಹಿಸುತ್ತಿರುವ ಸಂಸ್ಥೆಯ ಹೆಸರು ಮತ್ತು ವಿಳಾಸ — ಅರ್ಜಿದಾರರ ಹುದ್ದೆ ಮತ್ತು ಕರ್ತವ್ಯಗಳ ವಿವರ ಮತ್ತು ಅವರ ಸಹಿ

Before the Govt. of H. E. the Governor of Myso

Appeal No. 53 of 1891-92.

Appellant. vs. Respondent.

Chechamma of Lonahalli Pitta Mada & others - Pattel.
Gowdigal Taluk, Tagare district.

Decision dated 6th May, 93.

Appellant had 2-16-6½ of land (about 5 acres) assessed at Rs. 4-1-0 under his Kharab, but during the survey and settlement in 1890-91, a portion of it (the exact area is not known) was treated as Kharab and included in survey No. 153, and the remainder was confirmed to the appellant as survey No. 87 (area 2-13). The reason assigned for treating a portion of the land as Kharab was that it contained date trees and it was tasted used by respondents who are just makers of the village, for taking earth from it.

2. The Government Consider that

the reason given for treating exclusion of Appellants ——— Patta land as Kharab is not sufficient. It is true that the Respondents did take earth from the land, and that for against the consent of the Patta dar, as proved by the Amildari's order dated 2nd March 1864, but it is entirely a question between the Respondents and the Pattadar to be settled amicably or by Civil Courts and not a ground for excluding the land from the Appellants Patta. The existence of date trees is not also a sufficient ground for treating the land as Kharab. The Superintending of Revenue Settlement, will therefore, be requested to include the land treated as Kharab in the Patta of the Appellant subject to further assessment. If any portion of the land is required by Government

for commercial purposes, it must be acquired under the Land Acquisition Act.

"By Order"

Sd/- A. Narain Rao.

for Chief Secretary.

No. 19034-5

Pol. I. 259-92

Copy forwarded to the Superintendent, Mysore Rly. Survey.

"By Order"

Sd/- A. Narain Rao

for Chief Secretary.

True Copy"

Asst. Commr. P.W.

ಪುಟ ಸಂ. 453

ಸಂಖ್ಯೆ: ಎಸ್‌ಸಿಪಿ/ಟಿಎಸ್‌ಪಿ/ಬಿಎಸ್‌ಪಿ/ಎಸ್‌ಎಫ್‌ಸಿ/ಎಸ್‌

20-7-94

21-7-94

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3-8-94

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101.

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೨೦-೭-೯೪

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ಸಂಖ್ಯೆ ಕೃಷಿ ೨೦೭ ಎಸ್‌ಎಫ್‌ಸಿ ೯೪ ಬೆಂಗಳೂರು, ದಿನಾಂಕ: ೨೦-೭-೯೪

ಕಾಲಂ ೧

ಕಾಲಂ ೨

ಕಾಲಂ ೩

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23/4/18

17-1-95

ಸಂಖ್ಯೆ ಇ ಆರ್ ಎಸ್ 545

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14-2-95
120

[redacted]

ನಂಬರ್. ೮೫.

ಪೋಚೆ ಸಂಮ್ಮತ್ತು ಲಾ॥ ಶಿ॥ ಯಿಲ್ಲಿಯ ವೆವಿನ್ಯೂ ಸರ್ವೆಪ್ರಕಾರ ಕರ್ದೆದಾರನ ಹೆಸರು ಮುಂತಾದ್ದರ ಬಾಬತು ಸರ್ಕಾರ್ ನೇಮಿಸವಿ.

ವೆವಿನ್ಯೂ ಸರ್ವೆ ನಂಬರ್.	ಮಿಡಿ ಲಾಲ್ ವೆದ ನಂಬರ್.	ಹಿಡುವಳಿ ಯಾರು.	ಕಬೂಲಿಯು.	ಕರ್ದೆದಾರನ ಅಥವಾ ಜಪ್ತಿದಾರನ ಹೆಸರು.	ವೆವಿನ್ಯೂ ಸರ್ವೆ ಪ್ರಕಾರ ಬಂಕರೆ ಗುಂಟೆ.				
					ಗುಂಟೆ	ಜಾಗವಂತಾ ಬಿಟ್ಟ ರೆ ಗುಂಟೆ.	ಮುಸ್ಸಿ.	ಗದ್ದಿ.	ತೋಟ.
೩	೨	೩	೪	೫	೬	೭	೮	೯	೧೦
೧೫೦	—	—	ನಿರಕಾರು	ಬಾಕಿ	೨೦೦	೧೦೦	೧೦೦	—	—
೪೨೬	—	—	ಪೈರಕಾರಕಣಾ	ಖಾತೆದಾರರಿಂಗೆ ಕೊಡುವಂಗೂ ಬಂಗಲ್ಯಾಳಿಂಗ್ಯೂ	೨೦೦	೧೦೦	೧೦೦	—	—
					೧೦೦	೧೦೦	೧೦೦	—	—

ಅಂಗೀಕಾರ

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3-10-94

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1498

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493

15-5-95

COURT FEE

ಸಂಖ್ಯೆ: ಕೆಇಆಸಂಪ- ಎಲ್ II ಎಲ್ ಪ್ರಾಥಮಿಕ ಶಿಕ್ಷಣ ಇಲಾಖೆ, ಸಚಿವಾಲಯ, ಬೆಂಗಳೂರು-೦೧ ದಿನಾಂಕ: 23/5/95

ಸುತ್ತೋಲೆ

ವಿಷಯ: ಪ್ರಾಥಮಿಕ ಶಿಕ್ಷಣ - ಅನುದಾನಿತ ಶಾಲೆಗಳಲ್ಲಿ ಖಾಲಿ ಇರುವ ಮುಖ್ಯೋಪಾಧ್ಯಾಯರ ಹುದ್ದೆಗಳನ್ನು ಭರ್ತಿ ಮಾಡುವ ಬಗ್ಗೆ.

ಮೇಲ್ಕಂಡ ವಿಷಯಕ್ಕೆ ಸಂಬಂಧಿಸಿದಂತೆ ಅನುದಾನಿತ ಶಾಲೆಗಳಲ್ಲಿ ಖಾಲಿ ಇರುವ ಮುಖ್ಯೋಪಾಧ್ಯಾಯರ ಹುದ್ದೆಗಳನ್ನು ಭರ್ತಿ ಮಾಡಲು ಸರ್ಕಾರವು ಈ ಕೆಳಕಂಡಂತೆ ಆದೇಶಿಸಿದೆ.

೧. ಅನುದಾನಿತ ಶಾಲೆಗಳಲ್ಲಿ ಖಾಲಿ ಇರುವ ಮುಖ್ಯೋಪಾಧ್ಯಾಯರ ಹುದ್ದೆಗಳನ್ನು ಭರ್ತಿ ಮಾಡಲು ಸರ್ಕಾರವು ಈ ಕೆಳಕಂಡಂತೆ ಆದೇಶಿಸಿದೆ.

೨. ಅನುದಾನಿತ ಶಾಲೆಗಳಲ್ಲಿ ಖಾಲಿ ಇರುವ ಮುಖ್ಯೋಪಾಧ್ಯಾಯರ ಹುದ್ದೆಗಳನ್ನು ಭರ್ತಿ ಮಾಡಲು ಸರ್ಕಾರವು ಈ ಕೆಳಕಂಡಂತೆ ಆದೇಶಿಸಿದೆ.

೩. ಅನುದಾನಿತ ಶಾಲೆಗಳಲ್ಲಿ ಖಾಲಿ ಇರುವ ಮುಖ್ಯೋಪಾಧ್ಯಾಯರ ಹುದ್ದೆಗಳನ್ನು ಭರ್ತಿ ಮಾಡಲು ಸರ್ಕಾರವು ಈ ಕೆಳಕಂಡಂತೆ ಆದೇಶಿಸಿದೆ.

ಸಹಿ/- 21-5-95

ಅಧೀನ ಕಾರ್ಯದರ್ಶಿ

ಸೇವೆಗೆ

ಎಲ್ಲಾ ಜಿಲ್ಲಾ ಶಿಕ್ಷಣಾಧಿಕಾರಿಗಳು

ಪ್ರತಿ:

೧. ಎಲ್ಲಾ ಉಪನಿರ್ದೇಶಕರು (ಆಡಳಿತ)

೨. ಎಲ್ಲಾ ಉಪನಿರ್ದೇಶಕರು (ಅಭಿವೃದ್ಧಿ)

೩. ಎಲ್ಲಾ ಡಯಟ್ ಪ್ರಾಂಶುಪಾಲರು

೪. ಎಲ್ಲಾ ಬಿ.ಇ.ಓ.ಗಳು

೫. ಎಲ್ಲಾ ಸಹಾಯಕ ಆಯುಕ್ತರು

೬. ಎಲ್ಲಾ ಸಹಾಯಕ ಕಮಿಷನರ್‌ಗಳು

೭. ಎಲ್ಲಾ ಸಹಾಯಕ ನಿರ್ದೇಶಕರು

೮. ಎಲ್ಲಾ ಸಹಾಯಕ ಕಾರ್ಯದರ್ಶಿಗಳು

೯. ಎಲ್ಲಾ ಸಹಾಯಕ ಅಧಿಕಾರಿಗಳು

೧೦. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೧೧. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೧೨. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೧೩. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

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೧೮. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೧೯. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

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೨೨. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೨೩. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೨೪. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

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೨೮. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

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೩೯. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೪೦. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೪೧. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

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೪೪. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೪೫. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೪೬. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೪೭. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೪೮. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೪೯. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೫೦. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೫೧. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೫೨. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

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೫೯. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೬೦. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೬೧. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

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೯೯. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

೧೦೦. ಎಲ್ಲಾ ಸಹಾಯಕ ಸಿಬ್ಬಂದಿ

ಕಾಲ 27-5-93

ಶ್ರೀಮತಿ ಪಾರ್ವತಮ್ಮ ಲೇ ಬಿ.ಎಸ್. ಚಂದ್ರಶೇಖರಯ್ಯ ಪ್ರಾಯ 70 ವರ್ಷ ಮನೆ ಕೆಲಸ ಜೀವನ ಬೆಂಗಳೂರು ಇವರು ಸಾಕ್ಷಿ ಹೇಳಿಕೆ ಕೊಟ್ಟಿದ್ದು ಅದರ ಸಾರಾಂಶ ಹೀಗಿದೆ.

ನಾನು ಮೃತ ಚಂದ್ರಶೇಖರಯ್ಯನವರ ಪತ್ನಿ. ನಮಗೆ ಮಕ್ಕಳಿಲ್ಲ. ನಮ್ಮ ಯಜಮಾನರಿಗೆ ಸೇರಿದ ಆಸ್ತಿಯನ್ನು ಅವರು ಬದುಕಿದ್ದಾಗಲೇ ಅವರ ಅಣ್ಣನ ಮಕ್ಕಳಿಗೆ ಅಂದರೆ ಪಿರ್ಯಾದಿದಾರರಿಗೆ ಮತ್ತು ಅವರ ತಮ್ಮಂದಿರಿಗೆ ಹಂಚಿಕೆ ಮಾಡಿದ್ದರು. ಅದರಂತೆ ಪಿರ್ಯಾದಿದಾರರು ಆಸ್ತಿಯನ್ನು ಅನುಭವಿಸಿಕೊಂಡು ಬರುತ್ತಿದ್ದಾರೆ. ಆರೋಪಿಗಳು ಪಿರ್ಯಾದಿದಾರರ ಆಸ್ತಿಯಲ್ಲಿ ಪಾಲು ಕೇಳಿ ಜಗಳ ತೆಗೆದಿದ್ದರು. ಆಗ ಪಿರ್ಯಾದಿದಾರರು ಆರೋಪಿಗಳಿಗೆ ಆಸ್ತಿಯಲ್ಲಿ ಪಾಲು ಕೊಡಲು ಒಪ್ಪಿಕೊಂಡಿದ್ದರು

ب.495

ثبت شد

ਸਾਰੀ ਸਿੱਖਿਆ ਦਾ ਮੁੱਖ ਉਦੇਸ਼ ਬੱਚੇ ਦੇ ਸਰਵਪੱਖੀ ਵਿਕਾਸ ਨੂੰ ਯਕੀਨੀ ਬਣਾਉਣਾ ਹੈ। ਇਸ ਲਈ ਸਾਡੇ ਸਕੂਲਾਂ ਵਿੱਚ ਵਿਦਿਆਰਥੀਆਂ ਦੇ ਸਰੀਰਕ ਵਿਕਾਸ ਲਈ ਵੀ ਵਿਸ਼ੇਸ਼ ਪ੍ਰਬੰਧ ਕੀਤੇ ਜਾਂਦੇ ਹਨ। ਇਸ ਲਈ ਹਰ ਸਕੂਲ ਵਿੱਚ ਖੇਡ ਦੇ ਮੈਦਾਨ ਦਾ ਹੋਣਾ ਜ਼ਰੂਰੀ ਹੈ। ਖੇਡ ਦੇ ਮੈਦਾਨ ਵਿੱਚ ਵਿਦਿਆਰਥੀ ਵੱਖ-ਵੱਖ ਖੇਡਾਂ ਖੇਡਦੇ ਹਨ। ਇਹ ਖੇਡਾਂ ਉਹਨਾਂ ਦੇ ਸਰੀਰ ਦੇ ਵੱਖ-ਵੱਖ ਅੰਗਾਂ ਦਾ ਵਿਕਾਸ ਕਰਦੀਆਂ ਹਨ। ਇਹ ਖੇਡਾਂ ਉਹਨਾਂ ਦੇ ਸਰੀਰ ਨੂੰ ਤੰਦਰੁਸਤ ਰੱਖਦੀਆਂ ਹਨ। ਇਹ ਖੇਡਾਂ ਉਹਨਾਂ ਦੇ ਸਰੀਰ ਨੂੰ ਚੁਸਤ ਰੱਖਦੀਆਂ ਹਨ। ਇਹ ਖੇਡਾਂ ਉਹਨਾਂ ਦੇ ਸਰੀਰ ਨੂੰ ਫੁਰਤੀਲਾ ਰੱਖਦੀਆਂ ਹਨ। ਇਹ ਖੇਡਾਂ ਉਹਨਾਂ ਦੇ ਸਰੀਰ ਨੂੰ ਤਾਕਤਵਰ ਬਣਾਉਂਦੀਆਂ ਹਨ। ਇਹ ਖੇਡਾਂ ਉਹਨਾਂ ਦੇ ਸਰੀਰ ਨੂੰ ਸੁਡੌਲ ਬਣਾਉਂਦੀਆਂ ਹਨ। ਇਹ ਖੇਡਾਂ ਉਹਨਾਂ ਦੇ ਸਰੀਰ ਨੂੰ ਸੁੰਦਰ ਬਣਾਉਂਦੀਆਂ ਹਨ। ਇਹ ਖੇਡਾਂ ਉਹਨਾਂ ਦੇ ਸਰੀਰ ਨੂੰ ਸੁਹਣਾ ਬਣਾਉਂਦੀਆਂ ਹਨ। ਇਹ ਖੇਡਾਂ ਉਹਨਾਂ ਦੇ ਸਰੀਰ ਨੂੰ ਸੁਹਣਾ ਬਣਾਉਂਦੀਆਂ ਹਨ।

ਖੇਡਾਂ ਵਿੱਚ ਵਿਦਿਆਰਥੀ ਆਪਸ ਵਿੱਚ ਮਿਲ-ਜੁਲ ਕੇ ਰਹਿਣਾ ਸਿੱਖਦੇ ਹਨ। ਉਹ ਆਪਸ ਵਿੱਚ ਮਿਲ-ਜੁਲ ਕੇ ਖੇਡਦੇ ਹਨ। ਉਹ ਆਪਸ ਵਿੱਚ ਮਿਲ-ਜੁਲ ਕੇ ਰਹਿਣਾ ਸਿੱਖ

ہے۔ اس کے بعد اس کی تحقیق کی گئی ہے۔ اس کے بعد اس کی تحقیق کی گئی ہے۔ اس کے بعد اس کی تحقیق کی گئی ہے۔

11

89

16-8-95

26-8-95

90.

(General Serial No. 30).

1892. (5)

From

The Chief Secretary to the Govt of Mysore

To

The Deputy Commr Mysore Dist

Dated 18

Dispatched 18 February 92

Received

Enclosures No. 1 & file

General No. 2,355 R.

P No. 278

To file along with 4536 of 1891

His docket No 974 of the 2nd instant, submitting 2 certificates (together with a precis) connected with the appeal petition from Seshamma of Doddaballi, Gundlupet Taluk.

With reference to the above has the honor to request that the Dy. Commissioner will report as to the truth or otherwise of the petitioner's allegations noted on the margin of the precis herewith returned, and if they are true, on what grounds the petitioner has been summarily dispossessed of the land that was long in

possession when he was willing to pay the Kandayam that may be fixed thereon.

The Deputy Commissioner should inspect the land in person or depute one of his Assistants to do so, and submit his opinion at an early date.

The two papers are also returned "By Order"

Chief Secretary

Noted

(General Serial No. 30.)

OFFICE OF THE DEWAN OF MYSORE
1263
2 MAY 92

189

From

The Acting Secretary to Government

To

The Chief Secretary to the Dewan of Mysore

Dated 28
Despatched 29 April
Received 3

Enclosures No. 1 & 1a

General No. 98
No.

Pet. Dept. March 1892

Further information called for has been received & the papers Continued

Returned to Mr Council.

6/5/92

Head Assistant's Note

Read for Remarks
3/5/92

Read for Remarks
4 May 1892

Land granted
Mr. confirmed
subject to
7 letters

Herdekit No. 278 dated 10 February 1892 calling for further information connected with the appeal petition from Lingaraja & Gurumallappa Guardians of Tulsa.

In reply I have to forward herewith extract from the proceedings of the Head Assistant Commissioner, Coorg, and to state that under the circumstances

B
3-5-92

therein expressed the Court might be confirmed to the petitioners subject to right of the parties.

Deputy Commissioner

Counsel
ably

No 18

3rd Govt. Asst. Commissioner's Office Regd No. 265
Kegalle 23rd April 1892. 27-4-92.
Regd No.

(8)

From

The 3rd Govt. Asst. Commissioner
Kegalle District

To

The Acting Commissioner
Kegalle Distt.

26 April

Sir,

I have referred to your Office Memo No 3081 dated 16th March last forwarding for report (1) Kangany's petition dated 2nd Instant and (2) Saminathan's petition regarding the appeal preferred by one Sheikhamma of Soma Valley - Pandukgiri Valuk, Alawa the Korala dated 21st ultimo & inspected the land in dispute and inquired into the facts stated in the margin of the latter.

Written to Govt. 28/4

The Petitioner did not appear on the day fixed for the inquiry, the present Petitioner appeared and gave the statement enclosed herein.

The land which is now brought under Karai Cultivation many date and other trees as shown in the enclosed Extent X, it is clear from the statements of the petitioners parties and the Headmen that the land in question was in the possession of the former

No 102 Date trees,
115 Date plants fit & unfit
25 Illegalatta trees,
54 Soochil trees
2 Jupra trees
7 Bevu trees
5 Konge trees
1 Tamarind tree
100 Kuttigai & other plants & shrubs

para 3 X

Vide Petn. & Dy Comr 25/13.6.91

for the last 35 years and not as stated in the precis.

I examined the accounts of the Village and found that the petitioners was not only paying assessment for the whole land but also Annas 7 for a tamarind tree which is now in existence. I examined also the boundary marks. The land in question has been excluded from the old 3, 7, 8 and the boundary marks have been fixed according to the survey measurements which was done nearly 6 or 7 years ago. They failed to produce any documentary evidence to show that he has been protesting against the deprivation of the land in dispute from the old number. I also learned from the local enquiry made in the village that the petitioners were enjoying free a fuel, plantation and grazing grounds.

The petition of the village objected for granting the land to the petitioner, on the ground that he would eventually prevent them from taking water from it, in case on their inspection. They also produced endorsement, marked 3, given by the Talukdar authorities, authorizing them, to take water for their business, against the desire of the owner.

X. dated 27th April 1864. N.E. 1-0.

"you state that the Petitioner Venkatasubbayya objects to your taking water from the land"

This Chief states that the petitioner has been deprived of a portion of the land in dispute long time ago.

I examined the Survey accounts and this stated in the final Settlement Register that the land in question has been bargained under Karab owing to the existence of a large number of existing trees and to enable the settlers of the village to irrigate the ground.

The villagers have no objection for restoring it to the owner. It is easy to ascertain from the trees now existing the age of any date given. There can in one or two instances that have contained larger number of date trees have been given up the Survey Settlement.

Under these circumstances I am of opinion that Petitioner - save the portion which the settlers are using for their cultivation may be given away to the petitioner. For among the whole land including the Karab in dispute belonged to a villager and the petitioner failed to produce any document to show that he purchased it from the former owner.

I have the honorable Sir Your most Obedient servant

Tommy Lindsay

Sd. Govt. Asst. Commissioner

In question. You may Continue to retain Earth for making pots. Order received 17/1/21 Mr. Sheldon"

697

Before the Government of *His Highness* the Maharaja of Mysore.

(11)

Appeal No. 153 of 1891-92

Appellant.	Vs.	Respondent.
Lechanna of Komahalli, Gandigel-Salik, Mysore District-		Putta Gada and others – Potters

Decision. dated 5th Jan. 1893.

Appellant had 0-13 K 6 P 4 of land (about 5 acres) assessed at Rs 4-1-13 under his Khata; but, during the Survey and Settlement in 1890-91, a portion of it, the exact area is not known, was treated as Kharab and included in Survey No 150, and the remainder was continued to the Appellant as Survey No 151, (acres 2-19). The reason assigned for treating a portion of the land as Kharab was that it contained Date trees and it was partly used by Kachnatis who are not-makers of the village for taking earth from it.

2. The Government consider that the reason given for treating a portion of Appellants' Patta land as Kharab is not sufficient. It is true that the Respondents did take earth from the land, and that be against the consent of the Pattadar, as proved by the Amildar's order of 27th April 1864, but it is entirely a question between the Respondents and the Pattadar to be settled, amicably or by Civil Courts, and not a ground for excluding the land from the Appellants' Patta. The existence of date trees is not also a sufficient ground for treating the land as Kharab. The Superintendent of Revenue Settlement will, therefore, be requested to include the land treated as Kharab in the Patta of the Appellant subject to proper assessment. If any portion of the land is required by Govt for communal purposes, it must be acquired under the Land Requisition Act.

10/5-

By Order

Redraft

No. 1903 4 - 5
Fort St. George

Chief Secretary.

Copy to the Dy Comm. Nagapatam returning Revenue papers

Copy to the Superintendent of Revenue Survey Mysore

By Order

for Chief Secretary

S.C.

99.

17/5/93

No. 153
1944

MYSORE DEWAN'S OFFICE,
PETITION DEPARTMENT,
17 May 1893 (10)

Endorsement granted to Seshanna of Komahalli, Gundlupet Taluk, Nanjanagud District

in reply to his Petition Registered No. 1944/A.S.153 dated 15th October 1891 complaining against a portion of his Patta land having been treated as Kharab at the Survey Settlement and removed from his Patta.

Petitioner is ~~informed that~~ referred to the Superintendent of Revenue Survey and Settlement, who has been requested to include the land treated as Kharab in his Patta.

2. The enclosures are herewith returned.

" By Order "

Draft
(Council Order)

17/5
for Chief Secretary.

Mysore Govt. Central Press, Bangalore.—9-2-93—2000.

(General Serial No. 32.)

1894. (13)

No. 2405

Name of Petitioner. Seshamma
wife of Venkatasubbiah

Village. Gundalli

Taluk. Gurmatkal

District. Raichur

Date of Arzi 6-2-94

Date of Receipt. 12-2-94

Date of Disposal.

No. of Enclosures. Nil

ABSTRACT.

With reference to this office endorsement No. 1744/153, dated 12/17-2-94 the petitioner complains that the Patel etc are daily digging mud & spoiling in his Nidigeri land Sy. No. 151 (2) & also spoiling it for the purpose of cultivation quite contrary to the oral order of this office of 1-5-93 on his appeal dated 16-10-92; & prays therefore for order compelling the said Patel etc to refill the ditch caused by their digging & to pay up his (petr's) loss.

Referred to Patel etc for report.
6/3/94

Intimated in order sheet file
In the decision it is stated that the petition should be addressed to the Collector & not to this office & the petitioner informed accordingly or by Court.
7/3
16/5

Petitioner removed by Court Peon
25/5/94

Draft order & Circular
28/5

۱۲-۲-۹۲

۲۴۰۵ ر

۱۵-۶-۹۴

103.

20000 80090

15-6-94

No. 2405

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT,

May 1894

Endorsement granted to Seshamma & Channabasappa Gowdas Chikka Gowdas Falur.

in reply to his Petition Registered No. 2405 dated 6th February 1894 requesting orders directing that he may be removed earth from his land, & fill up the ditch caused during a late heavy rain.

Petitioner is informed that he may if he thinks proper obtain his redress by a Civil Suit.

No enclosure is returned

"By Order"

Chief Secretary.

M. G. C. P., Bangalore—6-3-91—2000.

106 1829

S. to
22 Dec.

Copies served
on
18/11/95

One half of the
Stamp

29-10-95

(15)

27-7-96

1829 R

18-11

Appellant

Grounds of Appeal

1

2

3

4

5

Pet. ✓
1288-95

108

MYSORE SECRETARIAT OFFICE,

15/1/96

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

The accompanying Petition No. 1829

dated 13-11-95 received at the

Dewan's Office from Seshanna son of Venkata subbaiya Lonahally village, Gundlupet Taluk, complaining of the Survey Superintendent's orders removing 2 acres and 17 guntas out of his S. No. 536 and forming into a separate No. 537 for the use of the Kolleda, is forwarded, together with its nine enclosures, to the Deputy Commissioner of the Mysore district with the request that he will be so good as to have the land inspected either by himself or one of his Assistants, and to submit to Govt a clear opinion as to whether the Kumbada gundi in question and the temple occupy such a large area as 2 acres and 17 guntas and whether this extent is actually cultivated or not.

2. The Deputy Commissioner is further requested to give his opinion generally in the matter by the 15th instant, by the Chief Secretary.

3. The petition with its enclosures should be returned.

By order,

10-1-96

15-

C2 Draft

Under Secretary

9-1-96

109.

P.7.269-92

Gen. 31.]

1895-96 7944
24-3-96

Per 7319/20

From The Deputy Commissioner of the Ryeore District.

(1)

To The Secretary to the Government of Mysore, Revenue and General Depts.

Dated 21st March 1896.

Despatched

Received

General No. No. 1185

Enclosure No. Copy of letter, Petition No. 1524 with nine enclosures and Translation thereof.

Reporting on the petition of Sheshanna of Somahalli in the Gundlupet taluk.

Submitted with reference to the 2nd Commissioner's order of 7/1/96.

A.S. 27/3/96

Submitted.

27-3-96

Send this to the Govt. Secretary and invite his attention to the order in appeal in 1536 1891-92 wherein leaves him no option of declining any petition as khanah. He has therefore made his report and he should also be asked to report whether the petitioner's land is assessed as Dry or Wet. Under the circumstances I would recommend that the land be granted for agricultural purposes. If this course is considered proper he may be instructed accordingly.

Rec'd 22
24/3/96.

24/3/96

Submitted.

27/3

Rec'd 10/4/96

1110

No. 1185.
Ex. Petn. &c
+ Records

Deputy Commissioner's Office,
Ligroze District
Dated camp Gundupet 2nd March
1896.

To

The Secretary to the Government of Nigroze,
Revenue and General Department.

Sir,

With reference to your memorandum No. Pet. 289-92 dated the 10th January 1896 forwarding for report the petition of Lekhanna of Komahalli in the Gundupet taluk, I have the honor to state as follows:-

2. The complaint of the petitioner is that a portion of the land in his holding measuring 2 acres and 17 guntas was, at the survey, separated from it, treated as Khanda and included in another Khanda number on the ground that that portion contained a Kumbarapandi (potter's clay pit), a Kutte and a temple.

3. I submit herewith a copy of the 2nd Assistant Commissioner's letter No. 23 of the 13th February 1896 from which it will be seen that the petitioner's complaint is true and that it is right to restore his lands to him.

4. The petition received with the memorandum under reply is herewith transmitted with its enclosures together with the record of the case.

care.

I have the honor to be,

Sir

Your most obedient,

[illegible]

Deputy Commissioner

of the Liquor Districts.

No. 123. 12.

2nd General Assistant Commissioner's Office,
Camp Channarajnagar
Dated 10th February 1896.

To

The Deputy Commissioner,
Mysore District.

Sir,

With reference to the Deputy Commissioner's No. 1209 of 18th ultimo forwarding copy of memo. No. 289-92/10 of 10th ultimo received from the Revenue Office calling for a report regarding Seshanna's complaint about the Removal of 2 acres and 17 guntas out of his land for the use of potters, I beg to report as follows:-

1. Seshanna the appellant had 13 K and 6¼ m. of land in his khalé but during the Survey and settlement a portion of it was treated as kharab and included in Survey No. 150 and on his appeal, the Government decided that the land in his possession should be assessed and given back to him vide appeal No. 153 of 1892-93

2. As per Survey Superintendent's order, the Mazindar measured the land alleged by the petitioner to have been in his possession prior to the survey and reported that it was 6 acres and 3 guntas. On the representation of the petitioner that the Mazindar had erroneously included in the above land from which they have been taking earth for the past many generations, the Amildar inspected the spot and reported to the Survey Superintendent that the Mazindar had made a mistake in not excluding Kumbargundi and the temple to which Seshannah had no right.

3. The Survey Superintendent therefore directed the deduction of 2 acres and 17 guntas and Seshanna's appeal to Government is against this order.

4. On the 26th Ultimo, I inspected the land in question and it contains the bund of an abandoned breached cutlay measuring 18 guntas and a big pundi of 20 guntas about 4 feet deep and pits of different sizes of 2 and 2½ feet in depths and a water course. Upon this land is situated a small

temple

temple occupying one square yard of ground dedicated to the god of Brahma. If all these is excluded, there will be only 6 Cuntas of level ground fit for cultivation.

There are also 132 trees as detailed in the margen.

* Margosa trees - 4
Tamarind tree - 1
Jaggeri trees - 15
Honne trees - 3
Jackal trees - 1
Toddy trees - 89
Toddy plants - 25
132

5. Except the big pundi and the bund, the other portion of the land may be brought under cultivation by removing trees and levelling the ground.

6. In appeal No. 153 of 1892-93 Seshanna ~~and~~ potters Putta mada and others, the Government decided that Seshanna's land in which was treated as kharab partly on account of the existence of date trees and partly as it was used by potmakers of the village for taking earth, should be measured and restored to him. If the two acres and 17 Cuntas in question did not originally belong to Seshanna and if the potters were taking earth from it, there was no necessity for them to have claimed a portion of Seshanna's land. From the appeal order, it is further clear that the potters were taking earth against the

Consent

Consent of the Pattadar, as proved by the Amildar's order dated 27th April 1864. At the time of inspection, one of the potters said that the land where this fundi and other pits exist, did originally belong to a Siracher from whom Seshanna bought it.

7. On the land there is a tamarind tree for which Seshanna was paying 8annas assessment prior to the settlement

8. Neither the potters' petition to the Amildar (Enclosure 4) nor the Amildar's report (Enclosure 3) contain any information to negative Seshanna's claim for this land. The former however upon the same ground that was considered and rejected by Government in favor of Seshanna. Besides, this land including the kuttay and fundi has no separate maji number.

9. There are 20 families of potters in the village and they supply pots and tiles to the adjoining dozen villages and the earth from this land is well suited for manufacturing them. It is situated close to the village and

depriving

depriving them of its use, will entail great hardship as they cannot get such cattle from any Government Khasab land within a radius of 2 miles.

10. Considering the ill feeling existing between the settlers and Sohanna, there is no likelihood of their obtaining it from him at a reasonable price.

11. Under these circumstances I beg to propose as suggested in the appendix-der No. 152 of 1892-93, that the land in question may be acquired for communial purposes under the Land Acquisition Act.

12. The original Canarese correspondence is herewith submitted.

I have &c

(Signed) M. Thangiah Chetti

2nd Canarese Assistant Commissioner.

Copy.

Deputy Commissioner of the Nilgiris District.

11. Draft as to ...

(15)

Read -

Petition of 1st 1829 dated 13th November 1895, from Veliamma of Sankaralli, Sirkar- dispute Taluk, complaining that notwithstanding the order of Government issued on his appeal, an extent of 2 acres 17 cawnies was excluded from his Raiyatwary as containing the Potters' pit and a Temple.

2: Letter of 1st 1186 dated 21st March 1896 from the Deputy Commissioner, Malabar District, forwarding with reference to Petition dated 10th January 1896, a report submitted by the Sub Collector on the 10th February 1896, and stating that the Petitioner's Complaint is true and that it is right that the Land should be restored [illegible]

Order

118 911

Order - No 9596-7 Encl 2
P.289-92 of 25-11-96
28.

The attention of the Superintendent, Aerial Survey, is invited to the direction of Government in appeal No 100 of 1891-92, conveyed in this office No 15034-96 dated 13th P.P. 289-92 May 1893, in which he was desired to include in Petitioner's Patta the portion of the Petitioner's holding which, at the settlement, had been treated as Khasra and included in Survey No 103. Under that order, no option was left to the Superintendent of deducting any portion of the land in question as Khasra. He is, therefore, to state why no deduction of

12

1-1

Ref. to
13/7

4137

Submitted with reference to the
2nd ex[illegible] order on letter No 1185
dated 21-3-96 from D.C. Mysore.

15/7/96

16-7-96.

Record
Draft work done
Engrossed
and
17.7.96

RD 227
Draft Prepared
16/7

GENERAL DEPARTMENT
189 Dec 31 29
13 JUL
OFFICE

From

The Superintendent,

Mysore Revenue Survey.

To

The Secretary to the
Government of Mysore

Dated

Despatched 11th July 1896

Received

General No. 38
No.

Enclosure No.

Government Proceedings

No 95-96-7 dated 25-th April
P. 71289-92

1896.

With reference to the

above has the honor to

State that the 2.nd a.g.

question

question have been made into

a Separate Survey number.

It will now be assessed and

entered in the name of the

petitioner.

Supt. Mysore Revenue
Survey

122.

2.

(24)

Proceedings of the Govern-
ment of Mysore

Read:

Letter No 38 dated 11th April 1896 from the Supt. Mysore Survey, stating, with reference to Govt Pro: No 9596-7 / P.7.289-92 dated 25th April 1896, that the 2 acres 17 guntas marked ~~which had been excluded~~ as Kharab from the holding of Seshanna of Somadalli in the ~~Coondapoor~~ Gundalpet Taluk had been made into a separate Survey number and that it will ~~now~~ be assessed and entered in the name of the said Seshanna

Order: No 914-15 / P.S.289-92
9/23-7-96.

Recorded

Draft 23/7
C2 for Secretary

To
1 The Supt. Rev. Survey, Mysore
2 ~~Copy~~ to the Deputy Comm. Mysore for info

Govt for communal
purposes it must be
acquired under the
Land Acquisition Act"

In pursuance of
the above order the
Asst Commr Rev. Survy
~~directed~~ ordered that
bace 30 of Mapino
173 mentioned by the
auildar as belonging
to Venkatasubbayya
bin Appajayya and Sciet
included in Survey No
180 should be made
into a separate number
and the boundaries fixed
accordingly.

The Taluk Mapinder
accordingly made the
portion into a separate
number & reported
the matter to the Survey
Dept.

The petitioners then com-
plained to the Asstant
that Shambhoy Venkata
subbayya was unjustly
claiming as his the
portion known as
Kumbara Gandi from

17
9.7.96
Copy produced
in writ No
1829 of 13.11.95

Vide letter

Vide 1894

which for a long time
past they used to
remove earth.

The Amildar then
inspected the land in
question

the afterwards reported
to the Supt. of Survey
that there were on the
land in dispute a temple
and a "Gundi" from
which the potters used
to remove earth, that
it could not be said that
the portion containing
the temple and the Gundi
belonged to Venkatasubbaya,
that the mogniedar
whilst measuring the
land had wrongly included
that portion in the
holding of Venkatasubbaya,
and that the mogniedar
might therefore be directed to
remeasure the land
and exclude that portion
from Venkatasubbayya's
holding.

The mogniedar appears
to have been ordered
by the Survey dept.

No 101 dated
21-11-91
true copy
Petr

R

1071

1895

No. 1829. (15)

Name of Petitioner, Seshanna, son of Venkatasubbaiya

Village, Somahally

Taluk, Gundlupet

District, Mysore

Date of Arzi, 13-11-95

Date of Receipt, 18-11-95

Date of Disposal,

No. of Enclosure, 9.

2-12-95

ABSTRACT.

Appealing against the Survey Superintendent's order removing acres 2.Gunthas 17 of land out of Inaje S.No. 173 in the holding of Venkatasubbaiya, Petrifaction and forming it into a separate S.No. for the set apart for the use of potters.

Petitioner states that upon his appeal to Govt regarding the removal of earth in his Inaje S.No 173 of the Dadahalli Hamlet below village belonging Somahally, Govt Prosecution was made

of appeal made in the proceedings, viz (1) the appeal of Nagappa in the former case (2) the Survey (3) the proceedings of correspondence thereon has been made subject to appeal (4) the final the Survey, dated (5) Summons of Revenue Appeal

the Subsn

6-1-96

made ordering the ~~measurement of the~~ re-measurement of the above Muji Survey Number 173; that accordingly the land was numbered as S.No 536 containing 6 acres and 30 gunthas of land; and that in spite of this 2 acres 17 gunthas of land have been taken out of S.No 536 on the complaint of potters, and formed into a separate S. No - No 537 - ~~set~~ set apart for the use of the potters.

The grounds for the appeal are:-

(1) The Govt Prop including the land in his Patta.

(2) There was no removal of earth from the land in question ~~by the potters~~ as alleged by the potters to have been done by them for the last 5 years. No licenses have been issued to them by Govt for the removal of earth ~~from~~ therefrom.

Prays that orders may be issued to the S. Supdt to include S.No 537 in S.No 536 in the Patta holding.

B.O.

2 acres 17 guntas had nevertheless been made, and why the said piece of land should not also be assessed and added to the holding of the Petitioner.

2. Under the Survey and Settlement Scheme, the Petitioner will of course be bound to use the land only for agricultural purposes. If this condition is insisted upon, he may be induced to give it up, when it may be alienated in favour of the Potters.

Redrafs

C 25-4-96
Secretary

The Superintendent Rev. Survey,
with Copies of the Dy Comm^rs
and Asst^s to Comm^rs letters
referred to.

" Deputy Commissioner, Kurnool Dist."

with refer to his letter no 1185 of 21st march 1896

[illegible]

No. 2423 dated 1896

By order

Draft
C2

for Secretary

BCh
23.7.96.